

Fill in this information to identify the case:

United States Bankruptcy Court for the:

DISTRICT OF MINNESOTA

Case number (if known) Chapter 7

☐ Check if this an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code Check one:

- ☒ Chapter 7  
☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name Aspirity Holdings, LLC

3. Other names you know the debtor has used in the last 8 years

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN) ☐ Unknown

EIN: 27-1658449

5. Debtor's address

Principal place of business

701 Xenia Avenue S

Number Street

Suite 475

Minneapolis, MN 55416

City State Zip Code

Hennepin

County

Mailing address, if different

16233 Kenyon Avenue

Number Street

Suite 210

P.O. Box

Lakeville, MN 55044

City State Zip Code

Location of principal assets, if different from principal place of business

Number Street

City State Zip Code

6. Debtor's website (URL)

7. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other type of debtor. Specify:

8. Type of debtor's business Check one:

Debtor Aspirity Holdings, LLC Case number (if known) \_\_\_\_\_

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☒ None of the types of business listed.  
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

☐ No  
☒ Yes. Debtor Aspirity Energy, LLC Relationship Affiliate

District of Minnesota Date filed 06/30/2017 Case number, if known 17-41991  
MM / DD / YYYY Judge Kathleen H. Sanberg

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ Date filed \_\_\_\_\_ Case number, if known \_\_\_\_\_  
MM / DD / YYYY

**Part 3: Report About the Case**

10. Venue Check one:

☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.  
☒ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

11. Allegations Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).  
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

☒ The debtor is generally not paying its debts as they become due, unless they are in the subject of a bona fide dispute as to liability or amount.  
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

☒ No  
☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

13. Each petitioner's claim	Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
	<u>See Attached Exhibit A</u>		\$
			\$
			\$
Total of petitioners' claims			<b>\$ 1,047,467.19</b>

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

**Part 4: Request for Relief**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.  
Official Form 205 Involuntary Petition Against a Non-Individual

Debtor **Aspirity Holdings, LLC**

Case number (if known)

**Petitioners or Petitioners' Representative**

**Attorneys**

**Name and mailing address of petitioner**

Name

Number Street

City State Zip Code

**Name and mailing address of petitioner's representative, if any**

Name

Number Street

City State Zip Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on MM / DD / YYYY

Signature of petitioner or representative, including representative's title

**/s/ Steven B. Nosek 79960**

Printed name

**Steven B. Nosek, P.A.**

Firm name, if any

**2855 Anthony Lane S, #201**

Number Street

**St. Anthony MN 55418**

City State Zip Code

Contact phone Email **snosek@noseklawfirm.com**

**612-335-9171**

Bar number **79960 MN**

State **Minnesota**

**/s/ Steven B. Nosek**

Signature of attorney

Date signed **03/07/2018**

MM / DD / YYYY

**EXHIBIT A**

**ASPIRITY HOLDINGS, LLC  
INVOLUNTARY CHAPTER 7**

<b>Name of Petitioner</b>	<b>Nature of Petitioner's Claim</b>	<b>Amount of the claim above the value of any lien</b>
<b>Chris Beck</b> 5353 Mill Stream Court St. Cloud, FL 34771	4 Term Notes principal \$72,500.00 plus interest in the amount of \$26,895.00	\$99,395.00
<b>Paul N. Wilmesmeier</b> 1512 E Lake Geneva Rd NE Alexandria MN 56308	15 Term Notes principal \$250,000.00 plus interest in the amount of \$1,639.58	\$251,639.58
<b>Nathan Deutscher</b> E2885 Hailey Lane Eau Claire, WI 54701	1 Term Note principal \$5,000.00 plus interest in the amount of \$175.58	\$5,175.58
<b>Lynette Siegfried</b> 602 N Victoria Rd #21 Donna TX 78537	11 Term Notes principal \$584,068.37 plus interest in the amount of \$22,038.50	\$606,106.87
<b>Thomas Dye</b> 209 Rena Street Newfield NJ 08344-2610	1 Term Note principal balance of \$30,000.00	\$30,000.00
<b>Gregory H. Duckert</b> 2296 Tower Drive Stoughton WI 53589	4 Term Notes totaling \$55,150.16	\$55,150.16
<b>Total of Petitioners' Claims</b>		<b><u>\$1,047,467.19</u></b>

REVISED 12/15

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re  
**Aspirity Holdings, LLC**

Case No.

Debtor(s).

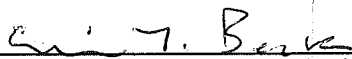
**SIGNATURE DECLARATION**

- ☐ PETITION, SCHEDULES & STATEMENTS  
☐ CHAPTER 13 PLAN  
☐ VOLUNTARY CONVERSION, SCHEDULES AND STATEMENTS  
☐ AMENDMENT TO PETITION, SCHEDULES & STATEMENTS  
☐ MODIFIED CHAPTER 13 PLAN  
☒ OTHER: INVOLUNTARY CHAPTER 7 PETITION

I, Chris Beck, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X   
Signature of Debtor 1 or Authorized Representative

X \_\_\_\_\_  
Signature of Debtor 2

**Chris Beck, Petitioning Creditor**  
Printed Name of Debtor 1 or Authorized Representative

\_\_\_\_\_  
Printed Name of Debtor 2

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UNITED STATES BANKRUPTCY COURT  
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In re  
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Debtor(s).

**SIGNATURE DECLARATION**

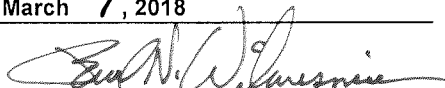
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I, Paul N. Wilmesmeier, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X



Signature of Debtor1 or Authorized  
Representative

X

Signature of Debtor 2

**Paul N. Wilmesmeier, Petitioning Creditor**

Printed Name of Debtor 1 or  
Authorized Representative

Printed Name of Debtor 2

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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re  
**Aspirity Holdings, LLC**

Case No.

Debtor(s).


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I, Nathan Deutscher, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X   
Signature of Debtor 1 or Authorized Representative

X \_\_\_\_\_  
Signature of Debtor 2

Nathan Deutscher, Petitioning Creditor  
Printed Name of Debtor 1 or Authorized Representative

\_\_\_\_\_  
Printed Name of Debtor 2

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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re  
**Aspirity Holdings, LLC**

Case No.

Debtor(s).


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I, Lynette Siegfried, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X   
Signature of Debtor 1 or Authorized Representative

X \_\_\_\_\_  
Signature of Debtor 2

**Lynette Siegfried, Petitioning Creditor**  
Printed Name of Debtor 1 or Authorized Representative

\_\_\_\_\_  
Printed Name of Debtor 2



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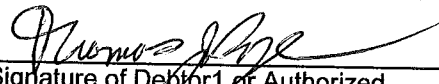
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I, Thomas Dye, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X   
Signature of Debtor 1 or Authorized Representative

X \_\_\_\_\_  
Signature of Debtor 2

**Thomas Dye, Petitioning Creditor**  
Printed Name of Debtor 1 or  
Authorized Representative

\_\_\_\_\_  
Printed Name of Debtor 2

REVISED 12/15

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re  
**Aspirity Holdings, LLC**

Case No.

Debtor(s).

**SIGNATURE DECLARATION**

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☐ MODIFIED CHAPTER 13 PLAN  
☒ OTHER: INVOLUNTARY CHAPTER 7 PETITION

I, Gregory Duckert, the undersigned debtor(s) or authorized representative of the debtor, make the following declarations under penalty of perjury:

1. The information I have given my attorney for the electronically filed petition, statements, schedules, amendments, and/or chapter 13 plan, as indicated above, is true and correct;
2. The Social Security Number or Tax Identification Number I have given to my attorney for entry into the court's Case Management/Electronic Case Filing (CM/ECF) system as a part of the electronic commencement of the above-referenced case is true and correct;
3. **[individual debtors only]** If no Social Security Number was provided as described in paragraph 2 above, it is because I do not have a Social Security Number;
4. I consent to my attorney electronically filing with the United States Bankruptcy Court my petition, statements and schedules, amendments, and/or chapter 13 plan, as indicated above, together with a scanned image of this Signature Declaration;
5. My electronic signature contained on the documents filed with the Bankruptcy Court has the same effect as if it were my original signature on those documents; and
6. **[corporate and partnership debtors only]** I have been authorized to file this petition on behalf of the debtor.

Date: March 7, 2018

X



Signature of Debtor 1 or Authorized Representative

X

Signature of Debtor 2

**Gregory Duckert, Petitioning Creditor**

Printed Name of Debtor 1 or Authorized Representative

Printed Name of Debtor 2